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Attorneys for Plaintiffs and the proposed Class

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

JOAN AMBROSIO, JANE LACAP, KEITH  
SWICK, BILL CHAN, COSMIN BANU,  
SHAHID RAHMATULLAH, DANA  
ROGERS, TONY TRINH, CHRISTIAN  
HALLORAN, NOVELETT WITT, ART  
BAIMKIN, ANGELITO MUYOT JR.,  
JASON RUIZ, KESHAV KAMATH, PEET  
SAPSIN, and ALICIA ERBY

Plaintiffs,

v.

COGENT COMMUNICATIONS, INC.,

Defendant.

**CLASS AND COLLECTIVE ACTION**

Case No 3:14-cv-02182-RS

**STIPULATION TO CONTINUE  
MOTION FOR CLASS  
CERTIFICATION AND  
COLLECTIVE ACTION BRIEFING  
AND HEARING SCHEDULE;  
[~~PROPOSED~~] ORDER**

**STIPULATION**

Plaintiffs Joan Ambrosio et al. (“Plaintiffs”) and Defendant Cogent Communications, Inc. (“Defendant”)(collectively, the “Parties”), through their counsel, hereby stipulate and agree that:

WHEREAS the parties have engaged in significant discovery to date;

WHEREAS the parties continue to exchange documents responsive to various discovery requests, and continue to meet and confer to resolve disputes with respect to some of those requests;

WHEREAS the parties continue to take depositions relevant to the class certification, some of which have been delayed due to scheduling matters but will take place over the next four to eight weeks;

WHEREAS, due to the above, the Parties respectfully request that the Court continue to briefing and hearing schedule as detailed below;

WHEREAS, the Parties also propose that the Court continue the Case Management Conference, currently set for August 20, 2015, to the same date as the hearing on Plaintiffs’ motion.

NOW, THEREFORE, the Parties, through their respective counsel, hereby stipulate, subject to the approval of the Court, to the following schedule:

July 24, 2015	Plaintiffs’ Motion for Class/Collective Certification
August 14, 2015	Defendant’s Opposition
September 4, 2015	Plaintiffs’ Reply
September 24, 2015, 1:30 pm	Hearing/Case Management Conference

1 Dated: May 22, 2015

DUCKWORTH PETERS LEBOWITZ OLIVIER LLP

2 By: /s/ Monique Olivier

3 Monique Olivier

Attorneys for Plaintiffs

4 Dated: May 22, 2015

HAYNES & BOONE, LLP

5 By: /s/ Tamara I. Devitt\*

6 Tamara I. Devitt

Attorneys for Defendant

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8 \*I, Monique Olivier, attest that Tamara Devitt has concurred in the filing of this document.  
9 (L.R. 5-1(i).)

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~~PROPOSED~~ ORDER

**PURSUANT TO STIPULATION**, the following revised schedule for Plaintiffs' Class and Collective Certification Motion is:

July 24, 2015	Plaintiffs' Motion for Class/Collective Certification
August 14, 2015	Defendant's Opposition
September 4, 2015	Plaintiffs' Reply
September 24, 2015, 1:30 pm	Hearing/Case Management Conference

**IT IS SO ORDERED.**

Dated: 5/28/15



Richard Seeborg, Judge  
United States District Court